

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Roberto Tonelli et al.  
Title: METHOD FOR SELECTIVE INHIBITION OF HUMAN N-MYC GENE  
IN N-MYC EXPRESSING TUMORS THROUGH ANTISENSE AND  
ANTIGEN PEPTIDO-NUCLEIC ACIDS (PNA)  
Serial No.: 10/554,291  
International  
Filing Date: April 29, 2004  
International  
Application No.: PCT/IB2004/001297  
Customer No.: 000116  
Docket: 38919

LETTER

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)-dated August 21, 2006, (copy enclosed) applicant encloses herewith the required Declaration and Power of Attorney. A check in the amount of \$65 is enclosed to cover the late filing fee surcharge.

Applicant hereby petitions and requests for an extension of time, if any is needed, in order to make this filing timely.

If there are any extension fees or other fees required by this communication, please charge any such fees to our Deposit Account No. 16-0820, Order No. 38919.

Respectfully submitted,

PEARNE & GORDON LLP

By John P. Murtaugh  
John P. Murtaugh, Reg. No. 34226

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Date: 9-14-06

09/21/2006 6FREY1 00000099 10554291

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

John P. Murtaugh

Name of Attorney for Applicant(s)

9-14-06 John P. Murtaugh  
Date Signature of Attorney



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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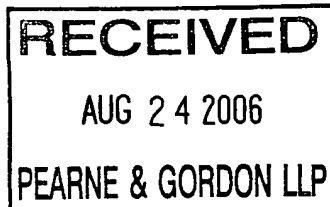
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/554,291	Roberto Tonelli	38919

INTERNATIONAL APPLICATION NO.
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PCT/IB04/01297

I.A. FILING DATE	PRIORITY DATE
04/29/2004	04/29/2003

00116  
 PEARNE & GORDON LLP  
 1801 EAST 9TH STREET  
 SUITE 1200  
 CLEVELAND, OH 44114-3108



CONFIRMATION NO. 4354

371 FORMALITIES LETTER



\*OC000000020118431\*

Date Mailed: 08/21/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/25/2005
- Copy of the International Search Report filed on 10/25/2005
- Copy of IPE Report filed on 10/25/2005
- Preliminary Amendments filed on 10/25/2005
- Information Disclosure Statements filed on 10/25/2005
- Request for Immediate Examination filed on 10/25/2005
- U.S. Basic National Fees filed on 10/25/2005
- Priority Documents filed on 10/25/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/554,291	PCT/IB04/01297	38919

FORM PCT/DO/EO/905 (371 Formalities Notice)